

Eighty-ninth Judicial District, Wichita County, for ten days	67.70
To pay J. B. Dooley for services as Special District Judge for Dallam County for three days.....\$	32.85
To pay C. O. Harris for services as Special District Judge in the Thirty-fifth Judicial District, Runnels County, for fourteen days	153.30
To pay Houston County Ad valorem taxes due on land owned by the Prison System for the years 1918 to 1922 inclusive.	4,691.89
To refund S. E. McAshan Grain Co/ of Houston, Texas, erroneous payment of franchise tax in 1922.....	18.00
To pay R. I. Goodall, who was sheriff of Kent County, on or about the 18th of March, 1918, for fulfilling the requirements laid down in Governor Hobby's proclamation concerning a proposed reward for the capture and conviction of the murder of Judge C. C. Higgins of Kent County....	500.00
To pay H. M. Kinard, Services as Special District Judge, Orange County	120.45
To pay F. P. Bowman, services as Special District Judge, Mills County	10.95
Total'	\$843,300.13

Sec. 2. The fact that many just claims against the State remain unpaid, and the further fact that the State is under obligation and is honor bound to meet its just obligations and many of thees claims are long past due and that public policy requires that all just demands upon the State be adjusted with as little delay as possible, create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

SEVENTEENTH DAY.

Senate Chamber,
Austin, Texas,

Monday, June 11, 1923.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor T. W. Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Baugh.	Parr.
Bowers.	Pollard.
Burkett.	Rice.
Clark.	Ridgeway.
Darwin.	Strong.
Davis.	Stuart.
Doyle.	Thomas.
Fairchild.	Turner.
Floyd.	Watts.
Holbrook.	Wirtz.
Lewis.	Witt.
McMillin.	Wood.
Murphy.	Woods.

Absent—Excused.

Bailey.	Cousins.
Bledsoe.	Rogers.

Prayer by the Chaplain.

11—Senate.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Watts.

(See Appendix for committee reports, petitions and memorials.)

Excused.

Senator Bailey for Saturday, today and tomorrow, on account of important business, on motion of Senator Strong.

S. C. R. No. 9.

By Senator Woods:

Be it resolved, By the Senate of Texas, the House of Representatives concurring, that the Third Called Session of the Thirty-eighth Legislature of Texas, be adjourned sine die at 12 o'clock noon on Wednesday, June 13, 1923.

Woods, Burkett, Murphy, Doyle, Thomas, Strong, Floyd, Parr, Rice, Wirtz, Clark, Pollard, Ridgeway and Davis.

The resolution was read and on motion of Senator Doyle, was laid on the table subject to call.

H. B. No. 11 on Third Reading.

The Chair laid before the Senate as regular order, on its third reading and final passage,

H. B. No. 11, A bill to be entitled "An Act to amend Subdivision 5 of Article 7618 of the Revised Civil Statutes of 1911, as amended by Chapter 124, page 190, General Laws, Regular Session, Thirty-fourth Legislature, approved March 22, 1915, pertaining to the collection of delinquent and insolvent taxes and making reports of same by county tax collectors."

The bill was read third time and passed.

H. B. No. 12 on Third Reading.

The Chair laid before the Senate as regular order, on its third reading and final passage,

H. B. No. 12, A bill to be entitled "An Act to amend Article 7629 of the Revised Civil Statutes of 1911, pertaining to credits allowed tax collectors for unpaid taxes reported or returned by them as delinquent or insolvent."

The bill was read third time and passed.

S. B. No. 20 on Third Reading.

The Chair laid before the Senate as regular order, on its third reading and final passage,

S. B. No. 20, A bill to be entitled "An Act providing for the supervision and regulation of the transportation of persons and property for compensation or hire over any public highway by motor propelled vehicles; defining auto transportation companies as common carriers and providing for their supervision; providing for the furnishing of liability insurance or a surety bond by auto transportation companies; defining the duties and powers of the Railroad Commission of Texas over auto transportation companies authorizing the Railroad Commission of Texas to make rules and regulations for governing auto transportation companies, to fix rates, supervise service, make investigation of books, accounts, and the doing of all other matters and things pertaining to auto transportation that

may be necessary in the matter of regulation and control; authorizing the Railroad Commission of Texas to punish for contempt for the violation of its rules and regulations; providing a penalty for the violation of the law and the rules and regulations of the Railroad Commission of Texas; providing for additional office space and the employment of the necessary employees to administer and enforce this law, and the payment of such employees and all other expense out of the funds derived from fees and fines and providing for payment in event of deficit, and declaring an emergency."

The bill was read third time.

Senator Murphy moved to reconsider the vote by which the bill was passed to engrossment.

On motion of Senator Thomas, further consideration of the bill and the motion to reconsider, was postponed until 2 p. m. today, and made a special order for that hour.

(Senator Lewis in the Chair.)

H. B. No. 51 on Second Reading.

Senator Wood moved that the regular order of business be suspended, and the Senate take up out of its regular order, on second reading and passage to third reading, H. B. No. 51.

The motion prevailed by the following vote:

Yeas—20.

Baugh.	Parr.
Bowers.	Pollard.
Burkett.	Ridgeway.
Clark.	Strong.
Davis.	Stuart.
Doyle.	Thomas.
Fairchild.	Turner.
Floyd.	Watts.
Holbrook.	Witt.
Lewis.	Wood.

Nays—4.

McMillin.	Rice.
Murphy.	Wirtz.

Present—Not Voting.

Darwin.	Absent.
Woods.	

Absent—Excused.

Bailey. Cousins.
Bledsoe. Rogers.

The Chair then laid before the Senate on its second reading and passage to third reading,

H. B. No. 51, A bill to be entitled "An Act for the purpose of promoting the public school interests of rural schools and those of small towns, of aiding the people to provide adequate school facilities for the education of their children, by the appropriation of two million dollars per year, or so much thereof as may be necessary, for the next two fiscal years ending August 31, 1924, and August 31, 1925, respectively; allowing the State Board of Education and the State Superintendent of Public Instruction to aid such schools in accordance with the conditions herein specified; providing how such schools shall be located and school buildings constructed, furnished and maintained; providing certain prerequisites for the granting of such aid, and providing that no school having over five hundred scholastics shall receive such aid; giving preference to all school districts in which the available school fund, together with the local district tax, will not maintain the school six months in the year; limiting the amount which any school may receive; providing for aid for schools where extraordinary conditions prevent schools from meeting stated requirements; providing assistance for such rural schools as will afford instructions and demonstration in home and farm vocations according to plans approved by the State Department of Education; providing assistance for small districts which effect consolidation during the next two fiscal years; providing for the expenses of administration by action of the State Board of Education; providing for reports to be made to the State Superintendent of Public Instruction and to the State Board of Education; providing for the manner of payment and disbursement of all money granted under the provisions of this Act; repealing all laws and parts of laws in conflict herewith."

The bill was read second time.

Senator Wood moved to adopt the majority report, carrying the following committee amendments:

Amendment No. 1.

Amend H. B. No. 51 by striking out the words and figures "two million dollars (\$2,000,000.00)" wherever they occur in the caption and in the bill, and insert in lieu thereof the words and figures "one million, five hundred thousand dollars (\$1,500,000.00)."

Amendment No. 2.

Amend H. B. No. 51 by striking out the first paragraph of Section 5 and insert in lieu thereof the following:

"Section 5. In case of extraordinary and unusual conditions, where it can be shown that its own resources are insufficient, the State Board of Education may arrange for the support of a rural school from State aid funds for a period not exceeding six months even though the school district be unable to comply with the foregoing conditions; providing, however, that the amount of the tax herein provided for must be voted by the patrons of said school district and cannot be waived by the State Board of Education, and, provided further, that the amount granted in no case, shall exceed \$300.00."

Senator Burkett moved to adopt the minority report carrying the following committee amendments:

Amendment No. 1.

Amend H. B. No. 51 by striking out the words and figures "two million dollars (\$2,000,000.00)" wherever they appear in the caption and in the bill and insert in lieu thereof the words and figures "one million dollars (\$1,000,000.00)."

Amendment No. 2.

Amend H. B. No. 51 by striking out the first paragraph of Section 5 and insert in lieu thereof the following:

"Section 5. In case of extraordinary and unusual conditions where it can be shown that its own resources are insufficient, the State Board of Education may arrange for the support of a rural school from State aid funds for a period not to exceed six months even though the school district be unable to comply

with the foregoing conditions; provided, however, that the amount of the tax herein provided for must be voted by the patrons of said school district and cannot be waived by the State Board of Education, and, provided further, that the amount granted in no case, shall exceed \$300.00."

(Lieutenant Governor T. W. Davidson in the Chair.)

S. B. No. 9—Free Conference Committee Requested.

Senator Wood called up S. B. No. 9, with House amendments, and moved that the Senate do not concur in the House amendments, but that a Free Conference Committee be requested.

The motion was adopted.

S. C. R. No. 10.

By Senator Murphy:

Whereas, The State of Texas has recovered a judgment in a suit against the owner of certain land in the Kokernot League in the county court of Walker County, Texas, in the sum of seven hundred eighty-six and 35/100 dollars (\$786.35), with interest thereon, and has filed an abstract of said judgment in Harris County and Liberty County, Texas, against certain lands; and

Whereas, Dan A. Japhet of Houston, Harris County, Texas, claims a first lien on said land in the Kokernot League in Harris County and Liberty County, Texas, held by the said owner at the time of the filing of said abstract of judgment; and

Whereas, The said Dan A. Japhet claims that the lien held by the State is inferior to the lien held by him, and the said Dan A. Japhet desires to bring suit to foreclose his lien and to clear the title to said land and desires that the State of Texas be made a party to such suit; now, therefore, be it

Resolved, By the Senate of the State of Texas and House of Representatives, that Dan A. Japhet be and he is hereby given consent to make the State of Texas a party to such foreclosure suit, brought in either Harris County or Liberty County,

for the purpose of foreclosing his lien and determining the priority of his lien and clearing and perfecting in himself the title to said land as against all parties, including the State of Texas, and consent is given to the service of citation in such suit against the State on the Attorney General.

The resolution was read and referred to the Committee on State Penitentiaries.

Recess.

On motion of Senator Clark, the Senate at 12:01 p. m. recessed until 2 p. m. today.

Afternoon Session.

The Senate met at 2 p. m. and was called to order by President Pro Tem H. L. Lewis.

S. B. No. 20 on Final Passage.

The Chair laid before the Senate as special order, S. B. No. 20, regulating the transportation of passengers, etc., by automobiles, which was read third time on this morning, together with the motion by Senator Murphy to reconsider the vote by which the bill was passed to engrossment on last Saturday.

Question: Shall the vote by which S. B. No. 20 was passed to engrossment be reconsidered?

On motion of Senator Wood, further consideration of the bill was postponed until the "Rural Aid," the "Supplemental School," and the "Departmental" appropriation bills are finally disposed of, and S. B. No. 20 was made a special order for that hour.

Executive Session—Postponed.

Senator Murphy moved that the executive session for the consideration of appointments by the Governor, which was set for 3 p. m. today, be postponed until 3 p. m. tomorrow.

The motion prevailed.

S. R. No. 22.

By Senator Stuart:

Whereas, R. Bonna Ridgeway, a former member of the Legislature and of the State Democratic Executive Committee, and one of the leading citizens of the State of Texas, is now in our midst; therefore, be it

Resolved, That Mr. Ridgeway be given the privilege of the floor and be requested to address the Senate.

The resolution was read and adopted.

The Chair appointed Senators Stuart, McMillin and Rice as a committee to escort Mr. Ridgeway to the President's stand.

Being presented by Senator Stuart, Mr. Ridgeway then addressed the Senate.

On motion of Senator Woods, a vote of thanks was extended to Mr. Ridgeway.

H. B. No. 51 on Passage to Third Reading.

The Chair laid before the Senate as pending business, on its passage to third reading, H. B. No. 51, making an appropriation for the support of the rural schools of the State, a motion by Senator Wood to adopt the majority committee report, and the substitute motion therefor by Senator Burkett to adopt the minority committee report, both reports carrying amendments, pending.

Question: Shall the minority report carrying amendments be adopted?

Senator Clark moved the previous question on the minority and majority reports, and the main question was ordered.

Question first recurred on the minority report.

Yeas and nays were demanded, and the minority report was adopted by the following vote:

Yeas—18.

Bowers.	Lewis.
Burkett.	McMillin.
Clark.	Parr.
Darwin.	Pollard.
Davis.	Rice.
Doyle.	Strong.
Fairchild.	Thomas.
Floyd.	Turner.
Holbrook.	Watts.

Nays—7.

Baugh.	Witt.
Murphy.	Wood.
Ridgeway.	Woods.
Stuart.	

Absent—Excused.

Bailey.	Rogers.
Bledsoe.	

(Pair Recorded.)

Senator Wirtz (present), who would vote nay; with Senator Cousins (absent), who would vote yea.

Senator Davis offered the following amendments to the bill:

(1)

Amend H. B. No. 51 by striking out the words and figures "500" where they appear in the bill and insert the words and figures "300."

(2)

Amend the caption of H. B. No. 51 by striking out the words and figures "500" where they appear in the caption and insert in lieu thereof the following: "300."

The amendments were adopted.

Senator Burkett offered the following amendment to the bill:

Amend H. B. No. 51, Section 2, Subdivision 4, page 217 of the Journal, by striking out the words "and collecting" and insert in lieu thereof the words "and levying."

The amendment was adopted.

Senator Wirtz offered the following amendment to the bill:

Amend H. B. No. 51 by striking out the words and figures "one and a half million dollars (\$1,500,000.00)" where they appear and in lieu thereof add "one and a quarter million (\$1,250,000.00) dollars."

(Lieutenant Governor T. W. Davidson in the Chair.)

On motion of Senator Burkett, the amendment was tabled.

Senator Murphy offered the following amendment to the bill:

Amend H. B. No. 51 by adding a new section to read as follows: "No part of the money herein allowed shall be used to increase the monthly salary of teachers over that paid and contracted for."

Yeas and nays were demanded, and the amendment was adopted by the following vote:

Yeas—24.

Baugh.	Parr.
Burkett.	Pollard.
Clark.	Rice.
Darwin.	Ridgeway.
Davis.	Strong.
Doyle.	Stuart.
Fairchild.	Turner.
Floyd.	Watts.
Holbrook.	Wirtz.
Lewis.	Witt.
McMillin.	Wood.
Murphy.	Woods.

Nays—2.

Bowers.	Thomas.
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Absent—Excused.

Bailey.	Cousins.
Bledsoe.	Rogers.

Senator Wirtz moved to reconsider the vote by which the amendment offered by himself making the appropriation \$1,250,000.00 per year was tabled.

Yeas and nays were demanded, and the motion to reconsider was lost by the following vote:

Yeas—10.

Baugh.	Turner.
Davis.	Wirtz.
Murphy.	Witt.
Rice.	Wood.
Ridgeway.	Woods.

Nays—16.

Bowers.	Lewis.
Burkett.	McMillin.
Clark.	Parr.
Darwin.	Pollard.
Doyle.	Strong.
Fairchild.	Stuart.
Floyd.	Thomas.
Holbrook.	Watts.

Absent—Excused.

Bailey.	Cousins.
Bledsoe.	Rogers.

Senator Burkett offered the following amendment to the bill:

Amend H. B. No. 51, page 218 of the Journal, Section 3, second paragraph in second column of said page in Journal by striking out the word

"collects" and insert in lieu thereof "levies."

The amendment was adopted.

Senator Strong offered the following amendment to the bill:

Amend H. B. No. 51, page 2, Section 2, Subdivision 4, by striking out all of said subsection and insert in lieu thereof the following: "No common or independent school district shall be eligible to receive aid unless it shall be providing for the maintenance of its schools by voting and collecting a local school tax of not less than fifty cents on the one hundred dollars of property valuation.

"Provided, however, that if a district be levying and collecting a tax of more than fifty cents on the one hundred dollars valuation of property it shall be entitled to aid if the available funds provided by the State per capita apportionment and the taxes raised by a levy of fifty cents on the one hundred dollars valuation of property will not provide for the maintenance of the school or schools of the district for the desired length of term."

On motion of Senator Wood, the amendment was tabled.

Senator Witt offered the following amendment to the bill:

Amend H. B. No. 51, subsection 4 of Section 2, by adding to said section the following: "And provided further, that the property valuation shall not be less than said property is valued for State and county purposes."

The amendment was adopted.

Senator Wirtz offered the following amendment to the bill:

Amend H. B. No. 51 by striking out Sections 7 and 8 of the bill as appears on page 219 of the Senate Journal.

Senator Pollard moved to table the amendment.

Yeas and nays were demanded, and the amendment was tabled by the following vote:

Yeas—14.

Bowers.	Lewis.
Burkett.	McMillin.
Darwin.	Parr.
Davis.	Pollard.
Doyle.	Stuart.
Floyd.	Turner.
Holbrook.	Witt.

Nays—10.

Clark.	Thomas.
Murphy.	Watts.
Rice.	Wirtz.
Ridgeway.	Wood.
Strong.	Woods.

Absent.

Baugh.	Fairchild.
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Absent—Excused.

Bailey.	Cousins.
Bledsoe.	Rogers.

Senator Wood offered the following amendment to the bill:

Amend H. B. No. 51 by adding thereto a new section:

"Section 14. The fact that many schools in our rural communities are in need of aid for their schools, and the further fact that public policy requires that proper provision be made for the maintenance and support of our schools with as little delay as possible, and the near approach of the date of adjournment of this special session creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted."

Amend the caption by adding thereto: "And declaring an emergency."

The amendment was adopted.

H. B. No. 51 was then passed to third reading.

H. B. No. 51 on Third Reading.

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days in each House was suspended, and H. B. No. 51 was placed upon its third reading and final passage by the following vote:

Yeas—23.

Bowers.	Floyd.
Burkett.	Holbrook.
Clark.	Lewis.
Darwin.	McMillin.
Davis.	Parr.
Doyle.	Pollard.
Fairchild.	Rice.

Ridgeway.	Watts.
Strong.	Witt.
Stuart.	Wood.
Thomas.	Woods.
Turner.	

Nays—2.

Murphy.	Wirtz.
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Absent.

Cousins.

Absent—Excused.

Bailey.	Bledsoe.
Baugh.	Rogers.

The Chair then placed H. B. No. 51 before the Senate on third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—22.

Bowers.	Parr.
Burkett.	Pollard.
Clark.	Rice.
Darwin.	Strong.
Davis.	Stuart.
Doyle.	Thomas.
Fairchild.	Turner.
Floyd.	Watts.
Holbrook.	Witt.
Lewis.	Wood.
McMillin.	Woods.

Nays—3.

Murphy.	Wirtz.
Ridgeway.	

Absent.

Baugh.

Absent—Excused.

Bailey.	Cousins.
Bledsoe.	Rogers.

Senator Pollard moved to reconsider the vote by which H. B. No. 51 was passed and table the motion to reconsider.

The motion to table prevailed.

Message From the Governor.

Governor's Office,

Austin, Texas, June 9, 1923.

To the Texas State Senate:

I ask the advice, consent and confirmation of the Senate to the following appointments as Notaries Public in and for the counties indicated:

Anderson County.	Knox County.
W. M. Burtis.....Frankston	J. E. BrownBenjamin
Bexar County.	Limestone County.
Miss Flavia Wiggins...San Antonio	G. N. Groves_____
Cottle County.	A. A. Hyden_____
M. O. Hooker.....Paducah	W. L. Priddy_____
C. A. PhillipsPaducah	Medina County.
Dallas County.	Miss Mabel HollawayHondo
Margaret FisherDallas	C. F. Christilles.....Medina Lake
Myrtle WilhelmDallas	Milam County.
Denton County.	M. G. CoxCameron
W. H. LundyDenton	Montague County.
J. B. Ben Fritz.....Denton	Allen McGradySaint Jo
Dickens County.	Jack N. TitsworthMontague
Miss J. M. Hickman.....Spur	Mrs. Mary L. Robinson.....Nocona
El Paso County.	Nueces County.
Mrs. M. C. Dodson.....El Paso	John S. McCambpell..Corpus Christi
Miss Clara Hunter.....El Paso	Orange County.
Galveston County.	Esther GrahamOrange
Charles B. Parkhill, Jr...Galveston	Stephens County.
Gray County.	J. L. Davidson.....Breckenridge
W. W. Massey.....Kings Mill	Travis County.
Hall County.	Lieut. Col. T. J. Powers....Austin
W. C. MilanMemphis	Upshur County.
Harris County.	Mrs. Donie ReesGilmer
Lieut. Col. Preston A. Weatherred	Ward County.
.....Houston	A. D. CumminsGrandfalls
Capt. John R. Banister....Houston	Birge HoltBarstow
N. E. KinseyHouston	J. H. MillerBarstow
G. M. DowellHouston	John T. StewartBarstow
Hemphill County.	E. V. SweattGrandfalls
Harry S. WilburCanadian	Jack SweattBarstow
Newton P. WillisCanadian	O. P. JensonBarstow
Frank WillisCanadian	W. W. HubbardBarstow
R. G. WoodsCanadian	W. H. McGintyBarstow
Jack County.	A. J. SittonBarstow
A. P. LipscombBryson	A. H. GarrettGrandfalls
Jones County.	S. R. CarrBarstow
Lois K. GreenStamford	Elmer HillMonahans
Geo. W. ConnellStamford	P. A. HayesBarstow
Kaufman County.	Geo. H. TuckerBarstow
Mrs. Elnora CarlisleTerrell	Ed. S. HockingBarstow
	Respectfully submitted,
	PAT M. NEFF,
	Governor.

S. B. No. 9—Free Conference Committee Appointed.

The Chair (Lieutenant Governor T. W. Davidson) announced the appointment of the following on the part of the Senate as the Free Conference Committee on S. B. No. 9: Senators Wood, Davis, Doyle, Watts, Turner.

S. B. No. 34—Motion to Suspend.

Senator Darwin moved that the regular order of business be suspended and that the Senate take up out of its regular order, on second reading and passage to engrossment, S. B. No. 34.

The motion was lost by the following vote, not receiving the necessary two-thirds majority:

Yeas—13.

Bowers.	Pollard.
Burkett.	Ridgeway.
Darwin.	Stuart.
Davis.	Wirtz.
Fairchild.	Witt.
Lewis.	Wood.
Parr.	

Nays—11.

Clark.	Rice.
Doyle.	Thomas.
Floyd.	Turner.
Holbrook.	Watts.
McMillin.	Woods.
Murphy.	

Absent.

Baugh.

Absent—Excused.

Bailey.	Rogers.
Bledsoe.	

(Pair Recorded.)

Senator Strong (present), who would vote nay; with Senator Cousins (absent), who would vote yea.

S. B. No. 8 and H. B. No. 74 on Second Reading.

Senator Wood called up S. B. No. 8, relating to supplementing public school funds, which was read second time on May 31 and laid on the table subject to call.

The Chair laid the bill before the Senate, and in accordance with the rules, laid before the Senate, on its second reading, the following House bill on the same subject:

H. B. No. 74, A bill to be entitled "An Act to appropriate six million dollars (\$6,000,000.00) out of the general funds of the State to aid all the public schools for the scholastic years beginning September 1, 1923, and September 1, 1924, and ending August 31, 1924, and August 31, 1925, respectively, the same to be distributed as the available school funds are now distributed, and declaring an emergency."

The bill was read second time.

Senator Wood moved to adopt the majority report carrying the following amendments:

Amendment No. 1.

Amend H. B. No. 74, by striking out the words and figures "six million dollars (\$6,000,000.00)" in the caption and body of the bill wherever they appear and insert in lieu thereof the words and figures "four million dollars (\$4,000,000.00)."

Amendment No. 2.

By striking out of said bill the words and figures "three million dollars (\$3,000,000.00)" wherever they appear and insert in lieu thereof the words and figures "two million dollars (\$2,000,000.00)."

Senator Strong moved to adopt the minority report, recommending that the bill pass without amendment.

Yeas and nays were demanded, and the minority report was adopted by the following vote:

Yeas—12.

The Chair.	Holbrook.
Bowers.	Parr.
Clark.	Pollard.
Darwin.	Strong.
Doyle.	Thomas.
Fairchild.	Watts.

Nays—11.

Davis.	Stuart.
Floyd.	Turner.
Lewis.	Witt.
McMillin.	Wood.
Murphy.	Woods.
Rice.	

Present—Not Voting.

Burkett.

Absent.

Baugh.

Absent—Excused.

Bailey. Rogers.

(Pairs Recorded.)

Senator Wirtz (present), who would vote nay; with Senator Cousins (absent), who would vote yea.

Senator Ridgeway (present), who would vote nay; with Senator Bledsoe (absent), who would vote yea.

Senator Darwin moved to reconsider the vote by which the minority report was adopted.

Senator Fairchild moved to table the motion to reconsider.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—10.

Burkett.	Parr.
Clark.	Pollard.
Doyle.	Strong.
Fairchild.	Thomas.
Holbrook.	Watts.

Nays—11.

Davis.	Stuart.
Floyd.	Turner.
Lewis.	Witt.
McMillin.	Wood.
Murphy.	Woods.
Rice.	

Absent—Excused.

Bailey.

(Pairs Recorded.)

Senator Darwin (present), who would vote yea; with Senator Baugh (absent), who would vote nay.

Senator Bowers (present), who would vote yea; with Senator Rogers (absent), who would vote nay.

Senator Wirtz (present), who would vote nay; with Senator Cousins (absent), who would vote yea.

Senator Ridgeway (present), who would vote nay; with Senator Bledsoe (absent), who would vote yea.

The motion then recurred on the motion to reconsider.

Yeas and nays were demanded, and the motion to reconsider prevailed by the following vote:

Yeas—11.

Davis.	Stuart.
Floyd.	Turner.
Lewis.	Witt.
McMillin.	Wood.
Murphy.	Woods.
Rice.	

Nays—10.

Burkett.	Parr.
Clark.	Pollard.
Doyle.	Strong.
Fairchild.	Thomas.
Holbrook.	Watts.

Absent—Excused.

Bailey.

(Pairs Recorded.)

Senator Wirtz (present), who would vote yea; with Senator Cousins (absent), who would vote nay.

Senator Ridgeway (present), who would vote yea; with Senator Bledsoe (absent), who would vote nay.

Senator Bowers (present), who would vote nay; with Senator Rogers (absent), who would vote yea.

Senator Darwin (present), who would vote nay; with Senator Baugh (absent), who would vote yea.

Question: Shall the minority report be adopted?

Senator Wood moved to table the minority report.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—12.

Davis.	Ridgeway.
Floyd.	Stuart.
Lewis.	Turner.
McMillin.	Wirtz.
Murphy.	Wood.
Rice.	Woods.

Nays—9.

Burkett.	Pollard.
Clark.	Strong.
Fairchild.	Thomas.
Holbrook.	Watts.
Parr.	

Absent—Excused.

Bailey.	Cousins.
Bledsoe.	

(Pairs Recorded.)

Senator Witt (present), who would vote yea; with Senator Doyle (absent), who would vote nay.

Senator Darwin (present), who would vote nay; with Senator Baugh (absent), who would vote yea.

Senator Bowers (present), who would vote nay; with Senator Rogers (absent), who would vote yea.

The majority report was then adopted.

Senator McMillin offered the following amendment to the bill:

Amend the majority report on H. B. No. 74 by striking out the words and figures "four million dollars (\$4,000,000.00)" and insert in lieu thereof the words and figures "two million dollars."

Senator Pollard offered the following substitute for the amendment:

Amend the amendment by striking out "two million (\$2,000,000.00) dollars," where it occurs, and insert in lieu thereof "five million (\$5,000,000.00) dollars."

Senator Wood moved to table the substitute.

Senator Clark moved the previous question on the substitute, the amendment and the bill, and the main question was ordered.

Question: Shall the substitute be tabled?

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—13.

Clark.	Ridgeway.
Davis.	Stuart.
Floyd.	Turner.
Lewis.	Wirtz.
McMillin.	Wood.
Murphy.	Woods.
Rice.	

Nays—8.

Burkett.	Pollard.
Fairchild.	Strong.
Holbrook.	Thomas.
Parr.	Watts.

Absent—Excused.

Bailey.	Cousins.
Bledsoe.	

(Pairs Recorded.)

Senator Darwin (present), who would vote nay; with Senator Baugh (absent), who would vote yea.

Senator Witt (present), who would vote yea; with Senator Doyle (absent), who would vote nay.

Senator Bowers (present), who would vote nay; with Senator Rogers (absent), who would vote yea.

Question then recurred on the amendment by Senator McMillin.

Yeas and nays were demanded, and the amendment was lost by the following vote:

Yeas—7.

Davis.	Turner.
McMillin.	Wirtz.
Murphy.	Woods.
Rice.	

Nays—17.

Bowers.	Pollard.
Burkett.	Ridgeway.
Clark.	Strong.
Darwin.	Stuart.
Fairchild.	Thomas.
Floyd.	Watts.
Holbrook.	Witt.
Lewis.	Wood.
Parr.	

Absent.

Baugh.	Doyle.
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Absent—Excused.

Bailey.	Cousins.
Bledsoe.	Rogers.

The bill was then passed to third reading.

H. B. No. 74 on Third Reading.

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days in each House was suspended, and H. B. No. 74 was placed upon its third reading and final passage by the following vote:

Yeas—18.

Bowers.	Pollard.
Burkett.	Rice.
Clark.	Ridgeway.
Davis.	Strong.
Floyd.	Stuart.
Holbrook.	Turner.
Lewis.	Witt.
McMillin.	Wood.
Parr.	Woods.

Nays—2.

Murphy.	Wirtz.
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Present—Not Voting.

Fairchild.

Absent.
Baugh. Thomas.
Darwin. Watts.
Doyle.

Absent—Excused.

Bailey. Cousins.
Bledsoe. Rogers.

The Chair then placed H. B. No. 74 before the Senate on third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—20.

Bowers. Rice.
Burkett. Ridgeway.
Clark. Strong.
Darwin. Stuart.
Davis. Thomas.
Floyd. Turner.
Holbrook. Watts.
Lewis. Witt.
Parr. Wood.
Pollard. Woods.

Nays—3.

McMillin. Wirtz.
Murphy.

Present—Not Voting.

Fairchild.

Absent.

Baugh. Doyle.

Absent—Excused.

Bailey. Cousins.
Bledsoe. Rogers.

H. B. No. 85 on Second Reading.

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days in each House was suspended, and H. B. No. 85 was put upon its third reading and passage to third reading by the following vote:

Yeas—24

Bowers. McMillin.
Burkett. Murphy.
Clark. Parr.
Darwin. Pollard.
Davis. Rice.
Fairchild. Ridgeway.
Floyd. Strong.
Holbrook. Stuart.
Lewis. Thomas.

Turner. Witt.
Watts. Wood.
Wirtz. Woods.

Absent.

Baugh. Doyle.

Absent—Excused.

Bailey. Cousins.
Bledsoe. Rogers.

The Chair then laid before the Senate on its second reading,

H. B. No. 85, A bill to be entitled "An Act making appropriations for the State government for two years beginning September 1, 1923, and ending August 31, 1925, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

The bill was read second time.

On motion of Senator Wood, the Senate rule requiring committee reports to lie over one day was suspended by unanimous consent, and the committee report carrying a substitute and that the same be not printed was adopted.

H. B. No. 85 was then passed to third reading.

H. B. No. 85 on Third Reading.

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days in each House was suspended, and H. B. No. 85 was placed upon its third reading and final passage by the following vote:

Yeas—24.

Bowers. Pollard.
Burkett. Rice.
Clark. Ridgeway.
Darwin. Strong.
Davis. Stuart.
Fairchild. Thomas.
Floyd. Turner.
Holbrook. Watts.
Lewis. Wirtz.
McMillin. Witt.
Murphy. Wood.
Parr. Woods.

Absent.

Baugh. Doyle.

Absent—Excused.

Bailey.	Cousins.
Bledsoe.	Rogers.

The Chair laid H. B. No. 85 before the Senate on its third reading and final passage.

The bill was read third time and passed by the following vote:

Yeas—22.

Bowers.	Rice.
Clark.	Ridgeway.
Darwin.	Strong.
Davis.	Stuart.
Fairchild.	Thomas.
Floyd.	Turner.
Lewis.	Watts.
McMillin.	Wirtz.
Murphy.	Witt.
Parr.	Wood.
Pollard.	Woods.

Nays—2.

Burkett.	Holbrook.
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Absent.

Baugh.	Doyle.
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Absent—Excused.

Bailey.	Cousins.
Bledsoe.	Rogers.

S. C. R. No. 10.

The Chair laid before the Senate S. C. R. No. 10, relating to suit of Don A. Japhet and the State of Texas for the Kokernot league of land.

The resolution was adopted.

S. B. No. 20 on Engrossment.

The Chair laid before the Senate as special order, on its passage to engrossment, S. B. No. 20, regulating transportation by automobiles, a motion by Senator Murphy to reconsider the vote by which the bill was passed to engrossment, pending.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, June 11, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has passed the following bills:

H. B. No. 124, placing a closed season of five years on antelope, mountain sheep, etc., in certain counties in the State, and declaring an emergency."

H. B. No. 85, A bill to be entitled "An Act making appropriations for the State government for two years beginning September 1, 1923, and ending August 31, 1925, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

House grants the request of the Senate for a Free Conference Committee on S. B. No. 9, and the following committee is appointed on part of the House: Blount, Jennings, Chitwood, Storey, and Moore.

S. B. No. 29, A bill to be entitled "An Act changing the name and title of the Commissioner of Insurance and Banking to 'Commissioner of Insurance,' and providing that the Department administered by such officer shall be known as the 'Department of Insurance' instead of the 'Department of Insurance and Banking'; and declaring an emergency," with amendments.

H. B. No. 103, A bill to be entitled "An Act providing for the construction of permanent improvements for the University of Texas out of income of the University available for such purposes, which has accrued since the first day of May, 1923, or may hereafter accrue to the permanent University fund as defined herein, and the income from University lands and grazing leases thereon, and lands acquired by the University under the provisions of Chapter 137 of the General Laws of the State of Texas passed by the Regular Session of the Thirty-seventh Legislature by providing for a loan out of the general revenue of the State of Texas and the payment of such loan from said University income, and declaring an emergency," postponed indefinitely by a vote of 70 yeas, 35 nays; a motion to reconsider was tabled by a vote of 50 yeas, 46 nays.

H. B. No. 116, A bill to be entitled "An Act to repeal Section 1, Chapter 39, Acts of the First Called Session, Thirty-fifth Legislature, same being an Act to vest title to the property near the intersection of Nine-

teenth Street and East Avenue in the city of Austin, Travis County, Texas, belonging to the Blind Asylum, in the University of Texas, and to direct conveyance thereof to the State University; providing that title to said property shall vest in the State of Texas; providing further, for an appropriation to repair said property, including buildings, machinery and equipment, and declaring an emergency."

Refused to engross.

H. B. No. 90, A bill to be entitled "An Act levying an occupation tax on any person, firm, partnership, association, corporation or other concern, or those operating under a 'trust' agreement engaged in this State in conducting or operating any room, place, hall, platform or pavilion for dancing where the persons dancing or any part thereof are charged for the privilege of dancing; enacting the necessary provisions for the enforcement of the Act; amending Chapter 2, Title 126, Revised Civil Statutes, by adding Article 7369b, and declaring an emergency."

Has passed

H. B. No. 68, A bill to be entitled "An Act to amend Sections 5 and 7 of the Acts of the Second Called Session of the Thirty-eighth Legislature of the State of Texas, known as House Bill No. 11, entitled 'An Act to provide a more efficient method for the collection of delinquent taxes on land; providing compensation for the county attorney and other officials for service rendered in collecting such taxes, further providing for the employment of a special attorney to assist in collecting such taxes, amending Section 1 of Chapter 47 of the Acts of the Regular Session of the Thirty-fourth Legislature, as amended by Section 1 of Chapter 64 of the General Laws passed at the Second Called Session of the Thirty-sixth Legislature, amending Section 2 of Chapter 47 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fourth Legislature, amending Articles 7687, 7688, 7689, 7692, 7699 of the Revised Civil Statutes of the State of Texas of 1911, repealing Section 3, Chapter 147, of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fourth Legislature, as amended by Section 2, Chapter 64, of the General Laws

of the State of Texas, passed by the Second Called Session of the Thirty-sixth Legislature, adding to Chapter 15 of Title 126 of the Revised Statutes of Texas of 1911 a new article to be known as Article 7689a, limiting the defenses that may be urged in defense of a suit for delinquent taxes, repealing all laws in conflict with the provisions of this Act, and declaring an emergency," by making Section 5 refer to Article 7689 instead of Article 7687, and by defining more clearly what moneys shall be sent by the sheriff to the State Treasurer when the sheriff shall make a sale as provided for in said Act, and by amending Section 7, more clearly defining fees to be allowed county attorneys under said Act, and declaring an emergency," with engrossed rider.

S. B. No. 9, A bill to be entitled "An Act making certain emergency and supplemental appropriations out of the general revenues of the State for the several institutions and departments of the State Government as named herein for the balance of the fiscal year ending August 31, 1923, and declaring an emergency," with amendments.

S. B. No. 21, A bill to be entitled "An Act to amend Subdivision 2 of Section 2 and Section 4 of House Bill No. 183, passed at the Second Called Session of the Thirty-eighth Legislature, and being 'An Act to provide for the organization of corporations for the purpose of borrowing and loaning money to their members only and for the discount and re-discount of notes, or other evidences of indebtedness for their members and authorizing such corporations to become endorsers on notes or other evidences of indebtedness of their members—providing that such notes or other evidences of indebtedness, are made for the purposes provided in the Federal "Agricultural Credits Act of 1923," and for the purpose of loaning money to their members stockholders—where the money is to be used for the production and marketing of staple agricultural products, or for the raising, breeding, fattening or marketing of live stock, and the purchase and payment for capital stock of such corporation.'"

H. B. No. 94, A bill to be entitled "An Act creating the Imperial Inde-

pendent School District in Pecos County, Texas; defining its boundaries; providing for a board of trustees; conferring upon said district the rights, powers, privileges and duties now conferred and imposed by the General Laws of the State on independent school districts and the board of trustees thereof; providing for the division of the funds and taxes held by and due to Buena Vista Independent School District, and declaring an emergency."

H. B. No. 96, A bill to be entitled "An Act creating Baileyboro Independent School District of Bailey County; providing for the organization of its affairs; defining its powers and providing for an election for the purpose of adjusting the territory comprised in this district to any taxes which may theretofore have been levied upon any property included therein, for the purpose of protecting an outstanding bond issue by any district of which such territory may have formed part, and declaring an emergency."

H. B. No. 98, A bill to be entitled "An Act enlarging Woodson Independent School District of Throckmorton and Stephens Counties; defining the boundaries and prescribing the powers thereof; providing for the organizing thereof, and for the assumption by said district of the bonded indebtedness now existing against the present Woodson Independent School District, and for adjusting the territory of said district as enlarged to such special taxes as may have been voted by the present said district."

H. B. No. 99, A bill to be entitled "An Act to amend Section 1, of Chapter 116, of the Local and Special Laws as passed by the Thirty-third Legislature, 1913, entitled 'An Act creating an independent school district to be known as the Rockwall Independent School District, and prescribing the metes and bounds of same, and providing for the creation of a board of trustees for same and authorizing said board of trustees to levy, assess and collect special taxes and conferring upon the board of trustees plenary powers and authority to issue bonds for the purpose of purchasing school sites, and erecting, furnishing and equipping school buildings within said district, to refund and take up any indebtedness

and outstanding bonds or contracts of the common school district included in the territory herein described, and to pay current expenses in the maintenance and support of said schools, and further prescribing the duties and authority of said board of trustees, and declaring an emergency,' and declaring an emergency."

H. B. No. 100, A bill to be entitled "An Act authorizing the commissioners court of Floyd County to validate the sale of a certain block of land in the county of Floyd, in this State, known as 211 acres out of Section No. 89, Block No. 1, A. B. & M. Cert. 1497, and shown on the official map of Floyd County, authorizing the commissioners' court of said county to execute a deed of confirmation without the necessity of public advertisement and public sale, and declaring an emergency."

H. B. No. 101, A bill to be entitled "An Act to validate all public school lands purchased from the State, December 3, 1895, and July 31, 1896."

H. B. No. 104, A bill to be entitled "An Act amending Section 8, Chapter 48, Local and Special Laws passed at the Regular Session of the Thirty-eighth Legislature, being House Bill No. 509, creating the Levelland Independent School District in Hockley County, Texas, so as to provide for the issuance of bonds of said district to bear interest at a rate not to exceed six per cent per annum, said bonds to be payable serially or otherwise, and declaring an emergency."

H. B. No. 97, A bill to be entitled "An Act to amend Sections 2, 3 and 5 of an Act creating the Simmons Independent School District in Live Oak County, Texas, passed during the Regular Session of the Thirty-eighth Legislature of Texas, signed on March 6, 1923, and duly approved by the Governor and known as House Bill No. 507, increasing the number of school trustees to seven members; providing how the four additional trustees shall be elected for the first time and thereafter; and providing for the assessment and collection of all taxes in said district, and declaring an emergency."

H. B. No. 105, A bill to be entitled "An Act amending Section 8 of Chapter 23, Local and Special Laws of the Regular Session of the Thirty-eighth

Legislature, and being House Bill No. 251, creating the Meadow Independent School District in Terry County, Texas, so as to provide for the issuance of bonds of said district to bear interest at the rate not to exceed six per cent per annum, said bonds to be payable serially or otherwise, and declaring an emergency."

H. B. No. 119, Creating Whitsett Independent School District.

H. B. No. 120, Creating the Tehuacana Independent School District.

H. B. No. 121, Providing for the dissolution of consolidated school districts by a majority vote of district.

S. B. No. 32, A bill to be entitled "An Act to create the Roscoe Independent School District in Nolan County, Texas, including the present Roscoe Independent School District; providing a board of trustees therefor; vesting said independent school district and board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts incorporated under the General Laws of Texas for school purposes only; providing that the board of trustees of the existing school district shall continue to act as such until their successors are elected in accordance with the provisions of this Act, and the General Laws of Texas; repealing an Act known as Senate Bill No. 84, passed by the Thirty-eighth Legislature at its Second Called Session, creating said district; and declaring an emergency."

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair (Lieutenant Governor T. W. Davidson) had referred, after their captions had been read, the following House bills:

H. B. No. 68, to the Committee on State Affairs.

H. B. No. 94, to the Committee on Educational Affairs.

H. B. No. 96, to the Committee on Educational Affairs.

H. B. No. 98, to the Committee on Educational Affairs.

H. B. No. 99, to the Committee on Educational Affairs.

H. B. No. 100, to the Committee on Public Lands and Land Office.

H. B. No. 101, to the Committee on Public Lands and Land Office.

H. B. No. 104, to the Committee on Educational Affairs.

H. B. No. 105, to the Committee on Educational Affairs.

H. B. No. 97, to the Committee on Educational Affairs.

H. B. No. 119, to the Committee on Educational Affairs.

H. B. No. 120, to the Committee on Educational Affairs.

H. B. No. 121, to the Committee on Educational Affairs.

H. B. No. 85, to the Committee on Finance.

H. B. No. 116, to the Committee on Educational Affairs.

Bills Signed.

The Chair (Lieutenant Governor T. W. Davidson) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 67.

H. B. No. 11.

H. C. R. No. 11.

H. B. No. 12.

The Chair (Senator H. L. Lewis) gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 25.

S. B. No. 24.

S. B. No. 23.

S. B. No. 32.

S. B. No. 21.

Adjournment.

Senator Clark moved that the Senate recess until 8 p. m. today.

Senator Strong moved that the Senate adjourn until 9:30 a. m. tomorrow.

On motion of Senator Pollard, the Senate at 5:50 p. m. adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

Committee Reports.

Senate Chamber,
Austin, Texas, June 11, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 20 carefully compared and find same to be correctly engrossed.

DOYLE, Chairman.

Senate Chamber,
Austin, Texas, June 11, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 25, and find same correctly enrolled and have this day at 11:20 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Senate Chamber,
Austin, Texas, June 11, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 23, and find same correctly enrolled and have this day at 11:20 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Senate Chamber,
Austin, Texas, June 11, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 24, and find same correctly enrolled and have this day at 11:20 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Senate Chamber,
Austin, Texas, June 9, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 10, and find same correctly enrolled and have this day at 12 o'clock m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on Edu-

cational Affairs, to whom was referred

H. B. No. 94, A bill to be entitled "An Act creating the Imperial Independent School District in Pecos County, Texas; defining its boundaries; providing for a board of trustees; conferring upon said district the rights, powers, privileges and duties, now conferred and imposed by the General Laws of the State on independent school districts and the board of trustees thereof; providing for the division of the funds and taxes held by and due to Buena Vista Independent School District; and declaring an emergency."

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and, being a local school bill, be not printed.

WOOD, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 96, A bill to be entitled "An Act creating Baileyboro Independent School District of Bailey County; providing for the organization of its affairs; defining its powers and providing for an election for the purpose of adjusting the territory comprised in this district to any taxes which may theretofore have been levied upon any property included therein, for the purpose of protecting an outstanding bond issue by any district of which said territory may have formed part; and declaring an emergency."

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and, being a local school bill, be not printed.

WOOD, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 98, A bill to be entitled "An Act enlarging Woodson Inde-

pendent School District of Throckmorton and Stephens Counties, defining the boundaries and prescribing the powers thereof; providing for the organizing thereof; and for the assumption by said district of the bonded indebtedness now existing against the present Woodson Independent School District and for adjusting the territory of said district as enlarged to such special taxes as may have been voted by the present said district."

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and, being a local bill, that it be not printed.

WOOD, Chairman.

Committee Room,

Austin, Texas, June 11, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred H. B. No. 99, being the same as

S. B. No. 27, A bill to be entitled "An Act to amend Section 1, of Chapter 116, of the Local and Special Laws as passed by the Thirty-third Legislature, 1913, entitled 'An Act creating an independent school district to be known as the Rockwall Independent School District, and prescribing the metes and bounds of same, and providing for the creation of a board of trustees for same, and authorizing said board of trustees to levy, assess and collect special taxes and conferring upon the board of trustees plenary powers and authority to issue bonds for the purpose of purchasing school sites, and erecting, furnishing and equipping school buildings within said district, to refund and take up any indebtedness and outstanding bonds or contracts of the common school district included in the territory herein described, and to pay current expenses in the maintenance and support of said schools, and further prescribing the duties and authority of said board of trustees, and declaring an emergency,' and declaring an emergency."

Have had same under consideration, and I am instructed to report the same back to the Senate with the

recommendation that it do pass and that it be not printed.

WOOD, Chairman.

Committee Room,

Austin, Texas, June 11, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 104, A bill to be entitled "An Act amending Section 8, of Chapter 48, Local and Special Laws, passed at the Regular Session of the Thirty-eighth Legislature, being H. B. No. 509, creating the Levelland Independent School District in Hockley County, Texas, so as to provide for the issuance of bonds of said district to bear interest at the rate not to exceed six per cent per annum, said bonds to be payable serially or otherwise, and declaring an emergency."

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and, being a local school bill, be not printed.

WOOD, Chairman.

Committee Room,

Austin, Texas, June 11, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 105, A bill to be entitled "An Act amending Section 8 of Chapter 23, Local and Special Laws of the Regular Session of the Thirty-eighth Legislature, and being H. B. No. 251, creating the Meadow Independent School District in Terry County, Texas, so as to provide for the issuance of bonds of said district to bear interest at the rate not to exceed six per cent per annum, said bonds to be payable serially or otherwise, and declaring an emergency."

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and, being a local school bill, be not printed.

WOOD, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 120, A bill to be entitled "An Act amending Section 1 of Chapter 4 of the Special and Local Laws of the First Called Session of the Thirty-seventh Legislature, whereby the Tehuacana School District in Limestone County is reduced in size; and providing for the annexation of the portions thereof thus removed unto adjacent common school districts, and declaring an emergency."

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and, being a local bill, that it be not printed.

WOOD, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 121, A bill to be entitled "An Act to amend Section 1, Chapter 65, Acts of the Thirty-sixth Legislature, Second Called Session, providing for the dissolution of consolidated school districts by majority vote of the qualified voters of the district at an election held for that purpose, and declaring an emergency."

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and, being a local bill, that it be not printed.

WOOD, Chairman.

Committee Room,
Austin, Texas, June 10, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 97, A bill to be entitled "An Act to amend Sections 2, 3, and 5, of an Act creating the Simmons Independent School District in Live Oak County, Texas, passed during the Regular Session of the Thirty-

eight Legislature of Texas, and duly signed on March 6, 1923, by the Governor and known as H. B. No. 507; increasing the number of school trustees to seven members; providing how the four additional trustees shall be elected for the first time and thereafter; and providing for the assessment and collection of all taxes in said district, and declaring an emergency."

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WOOD, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on State Penitentiaries, to who was referred S. C. R. No. 10, have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

LEWIS, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.
Hon. T. W. Davidson, President of
the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 68, A bill to be entitled "An Act to provide a more efficient method for the collection of delinquent taxes on land; providing compensation for the county attorney and other officials for service rendered in collecting such taxes; further providing for the employment of a special attorney to assist in collecting such taxes, amending Section 1, of Chapter 147, of the Acts of the Regular Session of the Thirty-fourth Legislature, as amended by Section 1, of Chapter 64, of the General Laws passed at the Second Called Session of the Thirty-sixth Legislature, amending Articles 7687, 7688, 7689, 7692, 7699 of the Revised Civil Statutes of the State of Texas, of 1911, repealing Section 3, Chapter 147, of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fourth Legislature, as amended by Section 2, Chapter 64, of the General Laws of the State of Texas, passed by the Second Called Session of the Thirty-

sixth Legislature, adding to Chapter 15, of Title 126, of the Revised Statutes of Texas of 1911, a new article to be known as Article 7689a, limiting the defenses that may be urged in defense of a suit for delinquent taxes, repealing all laws in conflict with the provisions of this Act, and declaring an emergency."

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, June 11, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 85, A bill to be entitled "An Act making appropriations for the State Government for two years, beginning September 1, 1923, and ending August 31, 1925, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

Have had same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass, but the committee substitute in lieu thereof do pass, but be not printed.

WOOD, Chairman.

EIGHTEENTH DAY.

Senate Chamber,

Austin, Texas,

Tuesday, June 12, 1923.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor T. W. Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Baugh.	Lewis.
Bowers.	McMillin.
Burkett.	Murphy.
Clark.	Parr.
Darwin.	Pollard.
Davis.	Ridgeway.
Doyle.	Strong.
Floyd.	Stuart.
Holbrook.	Thomas.

Turner.
Watts.
Wirtz.

Witt.
Wood.
Woods.

Absent.

Fairchild.

Absent—Excused.

Bailey.
Bledsoe.
Cousins.

Rice.
Rogers.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Watts.

(See Appendix for committee reports, petitions and memorials.)

Excused.

Senators Cousins and Rogers for Monday and until Thursday, on account of important business, on motion of Senator Wirtz.

Senator Rice for today, tomorrow and Thursday, on account of important business, on motion of Senator McMillin.

(Senator Stuart in the Chair.)

Bills on First Reading.

The following bills, introduced today, were each read first time and referred to appropriate committees as follows:

By Senator Wood:

S. B. No. 36, A bill to be entitled "An Act appropriating the sum of twelve thousand dollars (\$12,000.00) to pay for printing and binding the laws of the Regular and Called Sessions of the Thirty-eight Legislature, and declaring an emergency."

To the Committee on Finance.

By Senator Witt:

S. B. No. 37, A bill to be entitled "An Act creating Marlin Independent School District in Falls County, State of Texas, and defining its boundaries; separating the schools from the city of Marlin and divesting the title to school property from the city of Marlin and divesting the same, together with other free school prop-